

**CITY COUNCIL OF THE CITY OF SAN DIEGO  
THE CLOSED SESSION MEETING REPORT  
FOR MONDAY AND TUESDAY, FEBRUARY 22 AND 23, 2010  
CITY ADMINISTRATION BUILDING  
COMMITTEE ROOM – 12<sup>TH</sup> FLOOR  
202 “C” STREET  
SAN DIEGO, CA 92101**

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**REPORTING THE RESULTS OF THE CLOSED SESSION MEETING**

Only items that can be disclosed are reported out in the Open Session of the regular City Council Meeting. Public comment on Closed Session items are taken in Open Session. Please refer to the City Clerk’s minutes for Open Session for more information. Assistant City Attorney Mary Jo Lanzafame reports the results of the Closed Session Meeting of February 22 and 23, 2010, as follows:

**CLOSED SESSION MEETING FOR MONDAY, FEBRUARY 22, 2010**

(Closed Session Items were heard on Tuesday, February 23, 2010.)

**CLOSED SESSION MEETING FOR TUESDAY, FEBRUARY 23, 2010, AT 9:16 A.M.**

**(NOTE:** Closed Session was held at 9:16 a.m. to 10:00 a.m. and reconvened at 11:05 a.m.)

**ROLL CALL FOR 9:16 A.M. TO 10:00 A.M. SESSION:**

Present: Council President Hueso, Council President Pro Tem Faulconer, and Councilmembers Lightner, Gloria, Young, DeMaio, Frye, and Emerald

Absent: Mayor Sanders absent for the meeting.

**CLOSED SESSION ITEMS:**

Conference with Legal Counsel - existing litigation, pursuant to California Government Code section 54956.9(a):

CS-1 *San Diego City Employees Retirement System v. City of San Diego, et al.*  
San Diego Superior Court Case No. GIC 841845

ACA Assigned: D. Worley

Report: Nothing to report

**CS-2 *Del Cerro Council Action v. Board of Trustees of the California State University*  
(2005 CEQA Action);**

***City of San Diego and Redevelopment Agency of the City of San Diego v. Board of Trustees of the California State University (2007 CEQA Action)***

San Diego Superior Court Case Nos. GIC855643 (Lead Case)

[consolidated with San Diego Superior Court Case Nos. GIC 855701;

37-2007-00083692-CU-WM-CTL; 37-2007-00083768-CU-TT-CTL;

37-2007-00083773-CU-MC-CTL]

DCA Assigned: C. Leone

Report: Nothing to report

**CS-3 *AFSCME Local 127 v. City of San Diego***

Public Employment Relations Board Case No. LA-CE-526-M

DCA Assigned: J. Dawson

**NOTE:** This item was heard during the second session of the Tuesday (February 23, 2011) Closed Session at 11:05 a.m.

**CS-4 *AFSCME Local 127 v. City of San Diego***

Public Employment Relations Board Case No. LA-CE-533-M

DCA Assigned: J. Dawson

Report: Nothing to report

**Conference with Labor Negotiators, pursuant to Government Code section 54957.6:**

**CS-5 Management Team Members:**

William Kay, Burke, Williams & Sorensen

Timothy Davis, Burke, Williams & Sorensen

Scott Chadwick, Director, Human Resources Department

Judy von Kalinowski, Deputy Director, Human Resources Department

Thom Harpole, Senior Labor Relations Officer

Kim Nguyen, Labor Relations Officer

John O'Neill, Labor Relations Officer

Lourdes Silva, Labor Relations Officer

Valerie VanDeweghe, Deputy Director, Risk Management Department

Shelly Zimmerman, Assistant Police Chief

Robert Kanaski, Assistant Police Chief

Paul Cooper, Assistant/Advisor to the Police Chief

Jeff Carle, Assistant Fire Chief

Hadi Dehghani, Personnel Director

Joan Dawson, Deputy City Attorney

William Gersten, Deputy City Attorney  
Lori Thacker, Deputy City Attorney

Designated as representatives within the meaning of California Government Code section 54957.6(a):

Andrea Tevlin, Independent Budget Analyst  
Jeff Sturak, Deputy Director, Office of the Independent Budget Analyst

Employee organizations:

American Federation of State, County and Municipal Employees, Local 127  
[Local 127]  
San Diego Police Officers Association [SDPOA]  
Teamsters, Local 911 [Teamsters]

DCA Assigned: J. Dawson

**NOTE:** This item was heard during the second session of the Tuesday (February 23, 2011) Closed Session at 11:05 a.m.

**CS-6** Agency Negotiators:

Scott Chadwick, Director, Human Resources Department  
Judy von Kalinowski, Deputy Director, Human Resources Department  
Joan Dawson, Deputy City Attorney  
William Gersten, Deputy City Attorney  
Lori Thacker, Deputy City Attorney

Employee organizations:

AFSCME Local 127 AFLCIO  
San Diego Municipal Employees' Association

DCA Assigned: J. Dawson

Report: Nothing to report

**Conference with Legal Counsel - existing litigation, pursuant to California Government Code section 54956.9(a):**

**CS-7** *Thalheimer v. City of San Diego*

United States District Court for the Southern District of California,  
San Diego Superior Court Case No. '09 CV 2862 IEG

**NOTE:** This item was heard during the second session of the Tuesday (February 23, 2011) Closed Session at 11:05 a.m.

**CLOSED SESSION MEETING FOR TUESDAY, FEBRUARY 23, 2010, AT 11:05 A.M.**

**(NOTE:** Closed Session was held at 9:16 a.m. to 10:00 a.m. and reconvened at 11:05 a.m.)

**ROLL CALL FOR 11:05 A.M. SESSION:**

Present: Council President Hueso, Council President Pro Tem Faulconer, and Councilmembers Lightner, Gloria, Young, DeMaio, Frye, and Emerald

Absent: Mayor Sanders absent for the meeting.

**(NOTE:** Councilmember Young arrived at 11:12 a.m.)

**CLOSED SESSION ITEMS:**

**Conference with Legal Counsel - existing litigation, pursuant to California Government Code section 54956.9(a):**

**CS-3** *AFSCME Local 127 v. City of San Diego*

Public Employment Relations Board Case No. LA-CE-526-M

DCA Assigned: J. Dawson

Report: Nothing to report

**Conference with Labor Negotiators, pursuant to Government Code section 54957.6:**

**CS-5** Management Team Members:

William Kay, Burke, Williams & Sorensen  
Timothy Davis, Burke, Williams & Sorensen  
Scott Chadwick, Director, Human Resources Department  
Judy von Kalinowski, Deputy Director, Human Resources Department  
Thom Harpole, Senior Labor Relations Officer  
Kim Nguyen, Labor Relations Officer  
John O'Neill, Labor Relations Officer  
Lourdes Silva, Labor Relations Officer  
Valerie VanDeweghe, Deputy Director, Risk Management Department  
Shelly Zimmerman, Assistant Police Chief  
Robert Kanaski, Assistant Police Chief  
Paul Cooper, Assistant/Advisor to the Police Chief  
Jeff Carle, Assistant Fire Chief  
Hadi Dehghani, Personnel Director  
Joan Dawson, Deputy City Attorney  
William Gersten, Deputy City Attorney  
Lori Thacker, Deputy City Attorney

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Andrea Tevlin, Independent Budget Analyst  
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Employee organizations:

American Federation of State, County and Municipal Employees, Local 127  
[Local 127]  
San Diego Police Officers Association [SDPOA]  
Teamsters, Local 911 [Teamsters]

DCA Assigned: J. Dawson

Report: Nothing to report

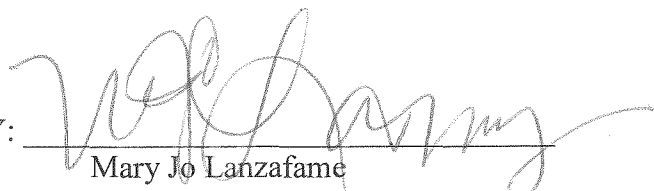
**Conference with Legal Counsel - existing litigation, pursuant to California Government Code section 54956.9(a):**

**CS-7 *Thalheimer v. City of San Diego***

United States District Court for the Southern District of California,  
San Diego Superior Court Case No. '09 CV 2862 IEG

Report: Nothing to report

REPORTED BY: \_\_\_\_\_

  
Mary Jo Lanzafame  
Assistant City Attorney